EASTERN DISTRICT OF NEW YORK		
ELEUTEIO RAMIREZ, pro se,	X :	
Petitioner,	:	<u>ORDER</u>
-against-	:	03-CV-3999 (DLI)(LB)
KENNETH S. PERLMAN, Superintendent, Mohawk Correctional Facility,	: : :	
Respondent.	: : x	

DORA L. IRIZARRY, U.S. District Judge:

UNITED STATES DISTRICT COURT

It appearing that no objections have been filed to the Report and Recommendation of the Honorable Lois Bloom, U.S.M.J., dated August 9, 2005; and

Upon consideration, the Report and Recommendation is hereby adopted in full. Accordingly, it is hereby

ORDERED that the petition seeking a writ of habeas corpus under 28 U.S.C. § 2254 is denied; and it is further hereby

ORDERED that, as stated in the Report and Recommendation, because the petitioner has not made a substantial showing of the denial of any constitutional right, petitioner is denied a certificate of appealability. Pursuant to 28 U.S.C. § 1915(a), any appeal from a judgment denying this petition would not be taken in good faith.

ORDERED that service of a copy of this Order shall be made by the Clerk of this Court by forwarding a copy hereof to all parties.

DATED: Brooklyn, New York
September 1, 2005

/s/
DORA L. IRIZARRY
United States District Judge